

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark DeRaud and Adam Gambel

U.S. Application No.: 09/954,491

Filed: September 11, 2001

For: **A METHOD OF CONFIGURING A  
SLICE OF A PIZZA-TYPE PIE AND AN  
APPARATUS FOR PREPARING A  
PIZZA TYPE PIE**

) Group Art Unit: 1761

) Examiner: Not yet assigned

) **TRANSMITTAL OF DUPLICATE COPY  
OF RESPONSE TO OCTOBER 24, 2001  
NOTICE TO FILE MISSING PARTS**

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being  
Deposited with the United States Postal Service as first class mail in  
an envelope addressed to Commissioner of Patents and Trademarks,  
Washington, D.C. 20231 on February 6, 2002.

By: 

Sandra D. Hunter

Commissioner of Patents  
Washington, D.C. 20231

Sir:

As a result of USPS mail delays, it has come to our attention that a Response to Notice of Missing Parts, which was timely mailed on November 2, 2001 for the above-referenced application, has not yet been received by the U.S. Patent and Trademark Office. In an abundance of caution, we enclose a **duplicate copy** of the Response to October 24, 2001 Notice to File Missing Parts mailed to the U.S. Patent and Trademark Office on November 2, 2001, as provided in the certificate of mailing pursuant to 37 C.F.R. § 1.8.

Also enclosed is a **duplicate copy** of each document that accompanied the Response to Notice of Missing Parts, as directed on the USPTO web page titled "Processing of, and Requirements for, the Filing of Duplicate Applications and Papers in Patent Applications in view of USPS Mail Delays." The documents are as follows:

1. A copy of Notice to File Missing Parts of Nonprovisional Application;
2. A copy of Certificate of Mailing dated November 2, 2001;
3. A copy of Declaration (executed on two separate signature pages);

4. A copy of Power of Attorney (executed on two separate signature pages);
5. A copy of check number 7545 in the amount of \$65.00 fee (small entity status claimed); and
6. A copy of Return postcard mailed November 2, 2001.

Also enclosed are a new Check number 7829 in the amount of \$65.00, and a return post card for this mailing of February 6, 2002.

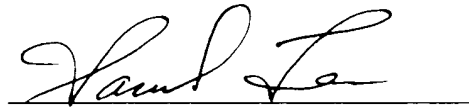
The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication or credit any overpayment to Deposit Account No.04-0822. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DERGOSITS & NOAH LLP

Dated: February 6, 2002

By:



Samuel S. Lee

Registration No. 41,938

DERGOSITS & NOAH LLP  
FOUR EMBARCADERO CENTER, SUITE 1150  
SAN FRANCISCO, CA 94111  
(415) 705-6377

WELLS FARGO BANK, N.A.  
SAN FRANCISCO, CA  
91-119/1221

7545

November 2, 2001

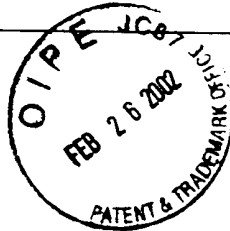
PAY TO THE  
ORDER OF Assistant Commissioner for Patents

\$ \$65.00

\*\*Sixty-five dollars 00/100

DOLLARS

Assistant Commissioner for Patents  
Washington, D.C. 20231



MEMO \_\_\_\_\_

*Michael E Dergosits*

⑈007545⑈ ⑆122101191⑆0515 222859⑈

DERGOSITS & NOAH LLP  
CHECK DATE

PAYEE

INVOICE NO.

CHECK AMOUNT

7545

November 2, 2001 Assistant Commissioner for Patents

\$65.00

DESCRIPTION

Surcharge late filing of  
inventor's declaration  
5512 \$65.00

Serial No. 09/154,491 File No. 512.02 By SSL/al

In the Matter of the Application of Gambel & De Land

Date Mailed 11/2/01

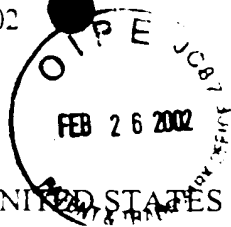
Due Date

The following has been received in the U.S. Patent Office on the date stamped hereon.

- ☒ Declaration *signed*
- ☒ Power of Attorney *signed*
- ☒ Check #7545 \$765.00
- ☐ Deposit Account Order Form
- ☐ Drawings \_\_\_\_\_ sheets
  - ☐ Informal
  - ☐ Formal
- ☐ Assignment
- ☒ Letter (transmittal)
- ☐ Information Disclosure
  - ☐ (Prior Art) Statement
- ☐ Notice of Appeal
- ☐ Extension of Time Request
- ☐ Amendment / Response
- ☐ Affidavit
- ☐ Petition

- ☐ ITU Trademark Application
- ☐ Issue Fee Transmittal Form
- ☐ Trademark Appln. & Specimens
- ☐ Sec. 8 & 15 Affidavits
- ☐ Trademark Renewal Appin.
- ☐ Utility (regular) Appin.
- ☐ Design Patent Appin.
- ☐ Plant Appin.
- ☐ Terminal Disclaimer
- ☐ PCT Appin.
- ☐ Small Entity Declaration
- ☒ Certificate of Mailing
- ☐ Express Mail Certificate
- ☒ Other *Copy of Notice to*

*file missing parts*



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Group Art Unit: Not yet assigned  
 Mark DeRaud and Adam Gambel )  
 ) Examiner: Not yet assigned  
 U.S. Application No.: 09/954,491 )

Filed: September 11, 2001 )

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**RESPONSE TO OCTOBER 24, 2001  
 NOTICE TO FILE MISSING PARTS**

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on November 2, 2001.

By: 

Ann Lauber

Sir:

In response to the Notice to File Missing Parts mailed October 24, 2001, Applicant hereby submits the following for filing:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Declaration (executed on two separate signature pages);
3. Power of Attorney (executed on two separate signature pages);
4. Check in the amount of \$65.00 fee (small entity status claimed) and
5. Return postcard.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication or credit any overpayment to Deposit Account No.04-0822. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DERGOSITS & NOAH LLP

Dated: November 2, 2001

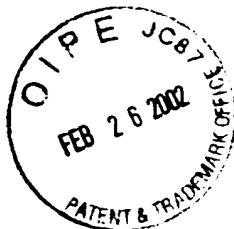
By: 

Samuel S. Lee

Registration No. 41,938

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/954.491	09/11/2001	Mark E. DeRaud	512.02

**DERGOSITS & NOAH LLP**  
Suite 1150  
Four Embarcadero Center  
San Francisco, CA 94111



CONFIRMATION NO. 8054  
FORMALITIES LETTER



\*OC000000006906835\*

Date Mailed: 10/24/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

**FILED UNDER 37 CFR 1.53(b)**

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

DATE: 03-03-2012 09:55:41  
BY: [REDACTED] 035441  
-75

**A copy of this notice MUST be returned with the reply.**

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/04/2002 SHINASS1 00000022 09954491

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